

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01037-APM**

DEMOCRACY FORWARD FOUNDATION v. U.S.  
GENERAL SERVICES ADMINISTRATION  
Assigned to: Judge Amit P. Mehta  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/02/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DEMOCRACY FORWARD  
FOUNDATION**

represented by **Robin Frances Thurston**  
DEMOCRACY FORWARD  
FOUNDATION  
P.O. Box 34553  
Washington, DC 20043  
(202) 448-9090  
Email: [rthurston@democracyforward.org](mailto:rthurston@democracyforward.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**GENERAL SERVICES  
ADMINISTRATION**

represented by **Michael Joseph Gerardi**  
U.S. DEPARTMENT OF JUSTICE  
Civil Division, Federal Programs Branch  
1100 L Street, NW  
Washington, DC 20530  
(202) 616-0680  
Fax: (202) 616-8460  
Email: [michael.j.gerardi@usdoj.gov](mailto:michael.j.gerardi@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/02/2018 | <u>1</u> | COMPLAINT against U.S. GENERAL SERVICES ADMINISTRATION ( Filing fee \$ 400 receipt number 0090-5455753) filed by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons)(Thurston, Robin) (Entered: 05/02/2018)                                                                                                                                                                                                              |
| 05/02/2018 |          | Case Assigned to Judge Amit P. Mehta. (zmd) (Entered: 05/03/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 05/04/2018 | <u>2</u> | SUMMONS (3) Issued Electronically as to GENERAL SERVICES ADMINISTRATION, U.S. Attorney and U.S. Attorney General. (tth) (Additional attachment(s) added on 5/4/2018: # <u>1</u> Notice and Consent) (zmd). (Entered: 05/04/2018)                                                                                                                                                                                                                                                                                                                                             |
| 05/17/2018 | <u>3</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/7/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 6/6/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 5/7/18., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. GENERAL SERVICES ADMINISTRATION served on 5/7/2018 (Attachments: # <u>1</u> Declaration)(Thurston, Robin) (Entered: 05/17/2018) |
| 06/06/2018 | <u>4</u> | NOTICE of Appearance by Michael Joseph Gerardi on behalf of GENERAL SERVICES ADMINISTRATION (Gerardi, Michael) (Entered: 06/06/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                         |

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| 06/06/2018 | <u>5</u>  | ANSWER to Complaint by GENERAL SERVICES ADMINISTRATION.(Gerardi, Michael) (Entered: 06/06/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 06/07/2018 | <u>6</u>  | ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before June 21, 2018. Please see the attached Order for additional details. Signed by Judge Amit P. Mehta on 06/07/2018. (lcapm1) (Entered: 06/07/2018)                                                                                                                                                                                                                                                                                                                                                                                      |
| 06/07/2018 |           | Set/Reset Deadlines: Joint Status Report due by 6/21/2018. (zjd) (Entered: 06/08/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 06/21/2018 | <u>7</u>  | Joint MOTION for Extension of Time to <i>File Status Report</i> by GENERAL SERVICES ADMINISTRATION (Gerardi, Michael) (Entered: 06/21/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 06/24/2018 |           | MINUTE ORDER granting the parties' <u>7</u> Joint Motion to Extend Deadline to File Joint Status Report. The parties' Joint Status Report shall now be due on or before June 27, 2018. Signed by Judge Amit P. Mehta on 06/24/2018. (lcapm1) (Entered: 06/24/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 06/24/2018 |           | Set/Reset Deadlines: Joint Status Report due by 6/27/2018. (zjd) (Entered: 06/25/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 06/27/2018 | <u>8</u>  | Joint STATUS REPORT by GENERAL SERVICES ADMINISTRATION. (Gerardi, Michael) (Entered: 06/27/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 06/28/2018 |           | MINUTE ORDER. Upon consideration of the parties' <u>8</u> Joint Status Report, the parties are directed to file another Joint Status Report, on or before July 13, 2018, that updates the court on their progress and proposes a briefing schedule for summary judgment. Signed by Judge Amit P. Mehta on 06/28/2018. (lcapm1) (Entered: 06/28/2018)                                                                                                                                                                                                                                                                                                                                                                            |
| 06/28/2018 |           | Set/Reset Deadlines: Joint Status Report due by 7/13/2018. (zjd) (Entered: 06/28/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 07/13/2018 | <u>9</u>  | Joint STATUS REPORT ( <i>Second</i> ) by GENERAL SERVICES ADMINISTRATION. (Gerardi, Michael) (Entered: 07/13/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 07/16/2018 | <u>10</u> | ORDER entering the briefing schedule proposed in the parties' <u>9</u> Joint Status Report. The schedule for further proceedings in this matter is as follows: (1) Defendant's Motion for Summary Judgment is due on or before September 7, 2018; (2) Plaintiff's Opposition and any Cross-Motion for Summary Judgment is due on or before October 5, 2018; (3) Defendant's Reply and Opposition to any Cross-Motion for Summary Judgment is due on or before November 2, 2018; and (4) Plaintiff's Reply in Support of any Cross-Motion for Summary Judgment is due on or before November 16, 2018. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 07/16/2018. (lcapm1) (Entered: 07/16/2018) |
| 07/16/2018 |           | Set/Reset Deadlines: Defendant's Motion for Summary Judgment due by 9/7/2018. Plaintiff's Opposition and Cross-Motion for Summary Judgment due by 10/5/2018. Defendant's Reply and Opposition due by 11/2/2018. Plaintiff's Reply due by 11/16/2018. (zjd) (Entered: 07/16/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 09/07/2018 | <u>11</u> | MOTION for Summary Judgment by GENERAL SERVICES ADMINISTRATION (Attachments: # <u>1</u> Simmons Declaration, # <u>2</u> Gerardi Declaration, # <u>3</u> Statement of Facts, # <u>4</u> Text of Proposed Order)(Gerardi, Michael) (Entered: 09/07/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 10/02/2018 | <u>12</u> | Consent MOTION for Extension of Time to File Response/Reply by DEMOCRACY FORWARD FOUNDATION (Attachments: # <u>1</u> Text of Proposed Order)(Thurston, Robin) (Entered: 10/02/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 10/03/2018 |           | MINUTE ORDER granting Plaintiff's <u>12</u> Consent Motion for Extension of Time to Respond to Defendant's Motion for Summary Judgment. Plaintiff's Opposition and any Cross-Motion for Summary Judgment shall now be due on or before October 19, 2018; Defendant's Reply and Opposition to any Cross-Motion for Summary Judgment shall be due on or before November 28, 2018; and Plaintiff's Reply in Support of any Cross-Motion for Summary Judgment shall be due on or before December 14, 2018. Signed by Judge Amit P. Mehta on 10/03/2018. (lcapm1) (Entered: 10/03/2018)                                                                                                                                              |
| 10/03/2018 |           | Set/Reset Deadlines: Plaintiff's Opposition and any Cross-Motion for Summary Judgment due by 10/19/2018. Defendant's Reply and Opposition due by 11/28/2018. Plaintiff's Reply due by 12/14/2018. (zjd) (Entered: 10/03/2018)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 10/19/2018 | <u>13</u> | MOTION for Partial Summary Judgment <i>and Opposition to Defendant's Motion for Summary Judgment</i> by DEMOCRACY FORWARD FOUNDATION (Attachments: #                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

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|            |           | <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Affidavit Declaration of Batul Contractor, # <u>4</u> Text of Proposed Order)(Thurston, Robin) Modified event title on 10/23/2018 (znmw). (Entered: 10/19/2018)                                                                                               |
| 10/19/2018 | 14        | Memorandum in opposition to re <u>11</u> MOTION for Summary Judgment filed by DEMOCRACY FORWARD FOUNDATION. (See Docket Entry <u>13</u> to view document). (znmw) (Entered: 10/23/2018)                                                                                                                                                 |
| 11/26/2018 | <u>15</u> | Unopposed MOTION for Extension of Time to File Response/Reply as to <u>13</u> MOTION for Partial Summary Judgment, <u>11</u> MOTION for Summary Judgment , MOTION to Amend/Correct <i>Briefing Schedule</i> by GENERAL SERVICES ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Gerardi, Michael) (Entered: 11/26/2018) |